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**OFFICE OF PETITIONS**

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1940 DUKE STREET  
ALEXANDRIA, VA 22314

In re Patent of Koyakumaru et al.	:	DECISION ON REQUEST
Patent No. 7,560,563	:	FOR RECONSIDERATION OF
Issue Date: July 14, 2009	:	PATENT TERM ADJUSTMENT
Application No. 10/522,195	:	AND NOTICE OF INTENT TO
Filing Date: June 27, 2005	:	ISSUE CERTIFICATE OF
Attorney Docket No. 264982US0PCT	:	CORRECTION

This is a decision on the petition filed on September 9, 2009, which is being treated as a petition under 37 C.F.R. § 1.705(d) requesting that the patent term adjustment indicated on the patent be corrected to indicate the term of the above-identified patent is extended or adjusted by nine hundred ninety (990) days.

The petition to correct the patent term adjustment indicated on the above-identified patent to indicate the term of the above-identified patent is extended or adjusted by nine hundred ninety (990) days is **GRANTED**.

Patentees assert the date of commencement of the National Stage under 35 U.S.C. §371 is January 23, 2005, which is the date 30 months after the priority date of the international application. However, the date of January 23, 2005, was a Sunday. Therefore, the date of commencement is January 24, 2005.

Although using a commencement date of January 24, 2005, instead of January 23, 2005, reduces the number of days of delay under 35 U.S.C. § 154(b)(1)(B) by one day, the use of the date also reduces the number of days of overlap between delay under 35 U.S.C. § 154(b)(1)(A) and 35 U.S.C. § 154(b)(1)(B) by one day. In other words, the patent term adjustment is 990 days when January 24, 2005, is used as the date of commencement.

The Office acknowledges submission of the \$200.00 fee set forth in 37 C.F.R. § 1.18(e). No additional fees are required.

The application is being forwarded to the Certificates of Branch for issuance of a certificate of correction. The Office will issue a certificate of correction indicating that the term of the patent is extended or adjusted by **nine hundred ninety (990) days**.

Telephone inquiries specific to this decision should be directed to Senior Petitions Attorney Steven Brantley at (571) 272-3203.

A handwritten signature in black ink, appearing to read 'Anthony Knight', is written over the printed name.

Anthony Knight  
Supervisor  
Office of Petitions

Enclosure: Copy of DRAFT Certificate of Correction

**UNITED STATES PATENT AND TRADEMARK OFFICE  
CERTIFICATE OF CORRECTION**

PATENT NO. : 7,560,563 B2

ISSUE DATE : July 14, 2009

**DRAFT**

INVENTOR(S) : Koyakumaru et al.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the cover page,

[\*] Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 USC 154(b) by 517 days.

Delete the phrase "by 517 days" and insert - by 990 days--